

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

FILED  
UNITED STATES DISTRICT COURT  
DISTRICT OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*  
State Engineer

19 JAN 22 PM 2:05

Plaintiff,

69cv07941-MV/KK

CLERK-ALBUQUERQUE

vs.

RIO CHAMA STREAM SYSTEM

ROMAN ARAGON, *et al.*,

Section 7: Rio Brazos

Defendants.

**NOTICE OF CLAIM TO THE USE OF WATER BASED ON THE TREATY OF  
GUADALUPE HIDALGO IN THE RIO BRAZOS SUBSECTION OF SECTION 7  
OF THE RIO CHAMA STREAM SYSTEM**

I have signed and approved a Consent Order in the adjudication of water rights in the Rio Brazos Subsection and would like to make a claim to the use of water based on the Treaty of Guadalupe Hidalgo. I have read the Court's Notice and Order to Show Cause in the Rio Brazos Subsection of Section 7 of the Rio Chama Stream System, and I understand that if I do not follow the instructions described in the Notice, my Treaty-based claim may be dismissed.

NAME(S): Ruby Abeyta - Luis Abeyta  
MAILING ADDRESS: P.O. Box 212, Los Ojos, NM 87551  
CONTACT PHONE: 575.588.7830  
CONTACT E-MAIL: littlevaquero@hotmail.com  
ADDRESS OF PROPERTY: CR 333 #11  
CONSENT ORDER SUBFILE NUMBER (IF KNOWN): 003-0021  
SIGNED BY: RA Abeyta  
DATE: 12.9.2018

\*\*\*\*\*SEE REVERSE SIDE FOR FILING INSTRUCTIONS\*\*\*\*\*

EXHIBIT 3

- Your completed form may be filed in person or mailed to:

**United States District Court Clerk  
333 Lomas Blvd. NW  
Suite 270  
Albuquerque, NM 87102**

- Alternatively, you may file your completed form in person by bringing it to:

**United States District Court Clerk  
106. S. Federal Place  
Santa Fe, NM 87501**

- Your completed form must be filed with the Court no later than:

**TUESDAY, DECEMBER 18, 2018**

- Your Notice of Claim form must include enough contact information to enable the State to contact you in order to set up a conference regarding your Treaty-based claim. Any Notice of Claim form that does not include information sufficient for the State to contact you may not be considered by the Court.
- If you file a Notice of Claim form, please keep a copy of your completed form for your own records.
- If you have any questions about this form, or about the adjudication of water rights on the Rio Chama, please contact:

**Felicity Strachan  
N.M. Office of the State Engineer  
130 S. Capitol Street  
Santa Fe, NM 87501  
Phone: (505) 819-1044  
Email: felicity.strachan@state.nm.us**

**CORRECTED WARRANTY DEED**

Jose M. Abeyta surviving heir of Ruby Abeyta, for consideration paid, grant to Luis Antonio Abeyta & Jose M Abeyta with right to survivorship whose address is PO Box 212, Los Ojos, NM 87551.

The following described real estate in Rio Arriba County, New Mexico.

"CORRECTED WARRANTY DEED" will replace Deed executed on December 16, 2015, in Book 538 Page 6033.

The property transfer should reflect Property on Book 409 Page 107 recorded on May 27, 2004. Such tract is designated in owner number 1483 at the Rio Arriba County Assessors Office.

The Certificate of death of Ruby Abeyta was recorded on the records of the Rio Arriba County Clerk Office on 10/3/2000 on book 224 page 154.

with warranty covenants.

WITNESS our hands and seals this 2 day of May, 2016.

Jose M. Abeyta (Seal)

\_\_\_\_\_ (Seal)

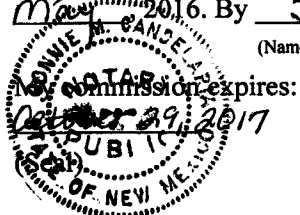
\_\_\_\_\_ (Seal)

\_\_\_\_\_ (Seal)

**ACKNOWLEDGMENT FOR NATURAL PERSONS****STATE OF NEW MEXICO****COUNTY OF Rio Arriba**

This forgoing instrument was acknowledged before me this 2nd day of May, 2016. By Jose M. Abeyta

(Name or Names of Person or Persons Acknowledging)



Connie M. Candalaria  
Notary Public

**FOR RECORDER'S USE ONLY**

B: 539 P: 2224 Doc Id: 2016-02224 Katrina  
05/03/2016 04:07 PM  
Receipt #: 30184 Page 1 of 1  
Hector A. Morales, Jr., County Clerk & Recorder Rio Arriba, New Mexico

**ACKNOWLEDGEMENT FOR CORPORATION****STATE OF NEW MEXICO**

COUNTY OF \_\_\_\_\_

The forgoing instrument was acknowledged before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, by \_\_\_\_\_ of \_\_\_\_\_

(name of officer)

a \_\_\_\_\_ corporation, on behalf of said corporation.

\_\_\_\_\_  
Notary Public

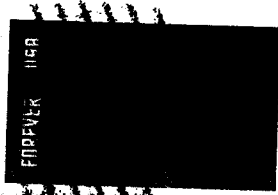
My commission expires: \_\_\_\_\_

L. Apaya  
PO Box 212  
Las Ojos, NM 87102

RECEIVED  
At Albuquerque NM

JAN 22 2019

CLERK



ALBUQUERQUE NM 870

18 JAN 2019 PM 4 1

United States District Court Clerk  
333 Lomas BLVD. NW  
Suite 270

Albuquerque NM 87102  
87102-2274